



General Assembly

January Session, 2009

**Amendment**

LCO No. 7940

**\*HB0654007940SD0\***

Offered by:

SEN. LOONEY, 11<sup>th</sup> Dist.

SEN. PRAGUE, 19<sup>th</sup> Dist.

To: Subst. House Bill No. 6540

File No. 962

Cal. No. 650

**"AN ACT CONCERNING PRESCRIPTION EYE DROP REFILLS."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Subdivision (2) of subsection (a) of section 38a-226c of the  
4 general statutes is repealed and the following is substituted in lieu  
5 thereof (*Effective October 1, 2009*):

6 (2) Each utilization review company shall maintain and make  
7 available a written description of the appeal procedure by which either  
8 the enrollee or the provider of record may seek review of  
9 determinations not to certify an admission, service, procedure or  
10 extension of stay. The procedures for appeals shall include the  
11 following:

12 (A) Each utilization review company shall notify in writing the  
13 enrollee and provider of record of its determination on the appeal as  
14 soon as practical, but in no case later than thirty days after receiving

15 the required documentation on the appeal.

16 (B) On appeal, all determinations not to certify an admission,  
17 service, procedure or extension of stay shall be made by a licensed  
18 practitioner of the healing arts.

19 (C) On appeal of a determination not to certify the dispensing of a  
20 drug prescribed by a licensed participating provider, an immediate  
21 electronic authorization of such drug for the length of the appeal  
22 process shall be made to the pharmacist requesting authorization. Such  
23 immediate electronic authorization shall include confirmation of the  
24 availability of payment for such supply of such drug."